

In the Court of Appeals of the State of Alaska

David Christopher Nordlund,
Appellant,

v.

State of Alaska,
Appellee.

Court of Appeals No. **A-13783**

Order

Motion to Extend Time to File Brief

Date of Order: **11/4/2021**

Trial Court Case No. **1KE-06-01246CR**

The Appellant, David Christopher Nordlund, who represents himself in this appeal, has filed a motion to extend the due date of his reply brief to 4/6/2022. He does not explain why he needs such a lengthy extension.

Unlike the Appellant's opening brief and the Appellee's brief, reply briefs are not affected by this Court's Standing Order No. 12. Instead, motions to extend the filing deadline for a reply brief are governed by Appellate Rule 503.5. Under Rule 503.5(b)(1), an appellant can obtain a "routine" extension of 15 days for filing a reply brief. But extensions exceeding 15 days are considered "non-routine," and any request for such an extension must be accompanied by the supporting statements specified in Appellate Rule 503.5(c).

More specifically, if the total requested extension for the reply brief is 30 days or less, the party seeking the extension must comply with Rule 503.5(c)(1), and if the total requested extension exceeds 30 days, the party must comply with Rule 503.5(c)(2).

Nordlund's reply brief was originally due on 10/27/2021. Considering Nordlund's current request for additional time, the total extension he is requesting is more than 30 days — that is, Nordlund intends to file the reply brief on 4/6/2022. Thus Nordlund's motion is governed by Appellate Rule 503.5(c)(2), and this rule requires litigants to provide an affidavit containing "a detailed explanation of the extraordinary

and compelling circumstances that prevent[ed] completion of the [reply] brief within the time [previously] allowed.” As explained earlier, Nordlund provides no explanation as to why he needs an extension. The Court acknowledges that Nordlund is pro se, but he is still required to provide a justification for his request for such a lengthy extension.

Based on the foregoing, and in the interest of justice, the motion for an extension of time to file the Appellant’s reply brief is **GRANTED IN PART**. Nordlund’s reply brief is due on or before **11/29/2021**. Nordlund may move to extend that due date, but if he does, he must provide a justification for the extension, and he must otherwise substantially comply with Appellate Rule 503(c)(2).

Entered under the authority of Chief Judge Allard.

Clerk of the Appellate Courts


Julie Kentch, Deputy Clerk

Distribution:

Mail:
Nordlund, David Christopher

Email:
Nordlund, David Christopher
Rosenstein, Kenneth M.